Three Venires Exhausted In the Fishburne Trial.

SEND TO FRANKLIN FOR TWENTY-FOUR

The Prisoner's Family Surround Him in the Court-Room and That of His Victim Occupy an Ante-Room Overlooking the

Charles R. Fishburne, indicted for the murder of Dr. Frederick Lefow, began it the Corporation Court this morning. After exhausting three panels, one of twenty, one of thirty and one of forty, and obtaining eleven jurors, the court decided to send Sergeant Tillett to Franklin for twenty-four men. He left on the noon

court room was packed this morning when Judge Aiken took his seat on the bench. Nearly all the Roanoko rela-

burne to stand up and read to him the four indictments, one charging that he stabbed Dr. Lefew with a knife, one with a dagger, one with a drik and one with an unknown instrument, inflicting the recent plants. In the recent plants of the property of the on the 30th day of October, from which Lefew died on November 13th.
To the inquiry, "Guilty or not guilty?" Fishburne replied in a clear voice:
"Not guilty."
He is looking well, and during the hours of the court chatted with his wife and

relatives.

Venire Called.

The venire was then called and of the twenty, five said they could give Fishburne a fair trial. The five were Councilman J. A. Watson and J. B. Newton; L. O. Williams, a water inspector; W. B. Houchins, an employe of the Norfolk and Western; Elmer Tompkins, a saloon-keep. From the second venire three were obtained: S. G. Kulp, a carpenter; Alderman A. J. Rankin, foweler; John M. Henne, a saloon-keeper; T. R. Hancock, grocer; J. M. Draper, carpenter; Ohn M. Henne, a saloon-keeper; T. R. Hancock, grocer; J. M. Draper, carpenter; C. L. Hall, carpenter; M. L. Fries, Albert Lee, J. D. Redmond, Mason Jameson, P. E. Koontz, Harry Dumington, D. W. Read, J. B. Ringland, C. J. Mangus, H. T. Carper, Edward Rosenbaum, J. W. Hodges, J. H. Wertz, W. L. H. Dorney, R. W. Bladon, A. J. Washington, S. R. Elkins, S. S. Gooch, R. L. Greenwood and A. H. Blount were positive that they could not give the prisoner a fair trial. F. L. Brumbaugh said: Had known the family of the vis-side wards changed to twenty-four. Of the eleven jurymen there was one who had not even heard of the tragedy.

The Commonwealth is assisted by Mr. H. Smith, Jr., of Richmond. The defense is represented by Judges A. A. Phiegar, Robertson, Woods and Robert-son.

Son.

SURANGE

INSURANGE

* Gooch, R. L. Greenwood and A. H. Blouat were positive that they could not give the prisoner a fair trial. F. L. Brumbaugh said: Had known the family of the 'n'soner ao long did not think he could give him a fair trial. He had formed no opinion. He might give him a fair trial, but preferred not to be on the jury. Interrogated by the Commonwealth, he said he had sympathy for the prisoner and would go to the jury box with that sympathy. He would be afraid to risk it. He would hat to do it; to put a sentence on Pishburne.

"I will excuse him," said the judge. Judge Phiegar took exceptions to the exclusion of the juror. He said no man should go on a jury unless he had some sympathy, but because he is afraid of himself."

"I do not exclude him on account of his sympathy, but because he is afraid of himself."

Elmer Tompkins said he had expressed an oninion, but did not think it was a positive one. He had no decided opinion about it. He read the papers and heard discussions. He based his opinion on what he read in the newspapers. They were more reliable than town gossip. He was a accepted, and the defense took exceptions.

(Continued from First Page.)

mittee on Interstate Commerce, in an interview to-day, admitted that the interview to-day,

formed or expressed an opinion gard to the guilt or innocence of the prisoner. Could give an impartial verdict. prisoner. Count give a hard to capital punishment. Was questioned closely by law-yers for the prosecution and accepted by the court.

Send Away for Venire.

At the afternoon session after exhausting the second panel and waiting an hour or more to complete the panel, Judge Robor more to complete the panel, Judge Robertson, of the defense, suggested that the national and savings banks, particular court summon a venire from one of the adjoining counties. Commonwealth's ties as guarantees of deposits made with

My Offer to **Kidney Sufferers**

remedy free to try without cost or deposit or promise to pay,

Dr. Shoop's the bench. Nearly all the Roanoko relatives, male and female, of the accused, were present, and set immediately behind the counsel for the defense. Mrs. Dr. Lefew and her friends occupied an anterom welfolking the court room. The accused entered the court room with Deputy Sergeant Allen and took a seat between his father and one of his brothers with his wife immediately behind him. The Commonwealth and defense announced that they were ready for trial. Deputy Cierk Hill Tucker asked Fishnearly cities were as well posted in the

affected.

affected.

"This fact obtains generally. I have cited the instances of two companies, but all of them practically are of the same class. They hold thousands and millions of dollars' worth of railroad securities, which form the base of their financial standing to a large degree."

Favors Delay.

them by the masses of the people, and that the fourteen billions, representing the money invested in railroads, represented the savings of individuals, who had put their money into railroad stocks and bonds as safe investments.

"Fourteen billions of dollars is a great sum of money, and," concluded the senator, significantly, "the passage of a bill which will affect that amount is not for a moment to be considered as a matter of a day or a month, but the work of a great deal of time, in order that the question may be dealt with conservatively, safely and cautiously. Personally, I favor no decisive action at this session, and I do not favor an exita session. Personally, I favor the solection of a joint congressional committee, to sit during the summer and frame a measure which shall be reported to the Senate and House next winter, when the whole subject may be dealt with deliberately, without haste, with caution, and with due regard for the great amount of money and property involved."

DEMOCRATIC CAUCUS.

Davey Rate Bill Endorsed-Williams Does Not Resign.

(From Our Regular Correspondent.)

dered by the commission shall go into effect.

Many Republicans have criticised the Hepburn bill because of its clumsiness; in fact, it provides for enlargement of the commission and creates a special court to try rate cases on appeals.

John Sharp Williams did not broach the subject of resignation of his leadership, and without his saying so, it is known that he has ahandoned all intention of abdication.

Attitude of Senators.

The advocates of rate legislation at this views of Senator Gorman are not known. He is the kinsman of Henry G. Davis, whose large fortune is principally invested in railroads. It is believed, however, that Senator Gorman is for legislation along the lines proposed by the Quarles-Cooper bill, but that, owing to his position as chairman of the Democratic caucus and the leader of his party in the Senate, he does not care to make known his views until the caucus meets.

Only eighteen Republican senators

his views until the caucas meets.
Only cighteen Republican senators have been found who are in favor of rate regulation legislation, at least at this session. That fact is most significant, as indicating the reluctance with which Republicans will vote for the bill, and also as indicative of the fact that considerably more than half of the Republican senators are opposed to immediate action on the question.

Prospect for Legislation.

to the appropriation bills and the Swayne trial. They would give much to know whether or not the President will call an extra session in case there is no rate regulation legislation at this session, but President Roosevelt has not indicated certainly what he will do.

Representative Hepburn, chairman of the Committee on Interstate and Foreign Commerce, was the first Republican to come to the belief that rate legislation could be accomplished this session. He still thinks the Senate will pass the bill which will be got through the House. to the appropriation bills and the Swayne

still thinks the Senate will pass the bill which will be got through the House.
The Committee on Interstate and Foreign Commerce decided to-day that the hearings on the rate regulation question is about close on Thursday. It is believed the committee will report a bill by the first of February. It will be got through the House in as short time as possible, say, ten days or two weeks, and the senate would be breaking records it lions it acted on such an important measure t acted on such an important measure

Small Fire in County.

in two weeks, but it may do so.

Mrs. Alderman is only one of

the many hundreds of thou-

sands of women to whom

An alarm of fire at 9:45 o'clock last night was occasioned by a small fire at No. 1992 Washington Street, occupied by R. J. Rogers. The damage was about \$50 worth.

OBITUARY.

Captain John: A. Mitchell.

(Special to The Times-Dispatch.)

HOUSTON, VA., Jan. 22.—Captain John
A. Mitchell, one of the most venerable
and esteemed citizens of the county, died
at an early hour this morning at Alchie,
his bome in the northerin section of Hallfax county, after a brief illness. He was
born in Pittsylvania county nearly eighty
years ago, but had resided in Hallfax
since early in the fifties, and was a gallant Confederate soldier in the Confederate army, serving with Company H. Thirty-aightit Virginia Regiment of Infantry,
until captured at the battle of Five Forks
in April, 1865. Captain Mitchell had been
in declining health since the sudden death
of his wife last July. He was a fine
type of the old Virginia gentleman. He
leaves three sons and two daughters, John
R. Mitchell, a leading lawyer of Washington State; Dr. Joseph H. Mitchell, a promlinent physician of Buckingham county;
Mr. Gus E. Mitchell, a merchant of
Alchie, Mrs. John S. Owen, of South Boston, and Mrs. Samuel L. Adams, of BlackWalnut, all of whom, except the first and
last named, were at his bedside when the
end came.

The funeral will take place Wednesday

end came.

The funeral will take place Wednesday
at Milistone Baptist Church, of which he
had been a consistent member for nearly

(Special to The Times-Dispatch.)
PETERSBURG, VA., Jan. 23.—Mr. James A. Thacker, a well known merchant, of Disputanta, died this morning. Mr. Thacker, was fifty-eight years old, and was a son of the late Henry Thacker, of this city, and father of Charles E. Thacker, editor of the Newnort News Press. His

Thomas J. Davis.

Thomas J. Davis.

(Special to The Times-Dispatch.)

PARMVILLE, VA., Jan. 23.—Mr. Thomas J.
Davis, a prominent citizen of Farmville, diel
sad, ingin tatter a brief illness of pacumonia,
in eighty-first year of his age. He was former,
for the party of the same of the First National Bank of the place.

For many years he was a prosperous merchart of the town, and was prominent in
church affairs, and all that perialned to the
welfare and growth of the community. His
wife and two children survive him, a son,
Mr. Hugh C. Davis, formerly city a torney of
Grayton, Md.

Minnie Rausserman

Mrs. Minnie Bauserman.

(Special to The Times-Dispatch.)
LURAY, VA., Jan. 23.—Mrs. Minnie
Bauserman, wife of James R. Bauserman,
a well known business man of Luray,
died this afternoon after about a week's
liness. She was about twenty-eight
years old, and leaves three small children. Mrs. Bauserman was the daughter
of Frank Bradley, deceased, of Shuler,
this county, and was a sister of Commissioner of Revenue 1. T. Bradley, of
Luray,

C. W. Golliday.

(Specoad to The Times-Dispatch.) CLETTON FORGE, VA., Jan. 23.—Cap-tain C. W. Colliday, the C. & O. freight conductor, who was injured while performing his duties at Gladstone some

Mrs. H. W. Gordon.

(Special to The Times-Dispatch.)
FREDERICKSBURG, VA., Jan. 23.—
Mrs. Gordon, wife of Dr. H. W. Gordon,
of Madison county, died Thursday at her
home, in that county, aged seventy-six
years. She is survived by her husband

Mrs. M. H. Elliott.

(Special to The Times-Dispatch.)
OLGA, VA., Jan. 23.—Mrs., Mollie H
Elliott, died in New York city, January 19th. She is survived by her husband and one son. Mrs. Elliott was born in Arkansas, of Virginia parents, was reared in Amelia, county an orphan, where, as also in the county of Nottoway, she leaves a host of relatives.

H. R. Welborn.

(Special to The Times-Dispatch.)
GREENSBORO, N. C., Jan. 23.—Mr. H.
R. Welborn, a well known citizen, died
this morning at 10 o'clock, after an illness of several weeks, with heart trouble.
Mr. Welborn was a well-to-do resident,
owning a considerable amount of real
estate and bank stock.

DEATHS.

SCHROEDER.—Died. January 23, at 11:46
A. M., JOHN SCHROEDER, aged fiftyeight years. He leaves a wife and four
childron—Mrs. Charles Jones, Mrs. Louis
Biggi, John A. and Robert F. Sohreeder.
The funeral will take place at 2:30 P.
M. WEDNESDAY from the First English Lutheran Church. Friends and acquaintances: invited to attend. Interment in Oakwood.

Peaceful lay him down to rest, Spread the kindly over his breast; Sweet is the slumber beneath the sod, While his pure soul is resting with God.

Rest from thy toll, thy labor is done; Sleep till the trumpet from the opening skies, Bids then from dust to glory arise.

TUOKER.—Lied, instantly, January 23, 1905, R. E. TUOKER, aged thirty-nine years. He is survived by wife, Jennie B. Tucker, and five children.

Funeral will take place THIS AFTER-MONN at 4 o'clock from his late residence. 921 N. Twenty-sixth Street, Friends and acquaintances invited to attend.

Philadelphia and New York papers please copy.

Another Sale of Fancy Table Linens, Embroidery and Drawn Work

A Third Under Value.

These fine pieces are all imported-they represent the deft and perfectly done work of the peasants of the old world.

Embroidered Doylies and Centers, Drawn-Thread Shams, Centers and Scarfs. These daintiest and most fashionable of Linens

At Barely Two-Thirds of Their Real Worth.

This is another lucky purchase, similar to the one of some weeks ago, so well remembered by those who bought and by those who came too late.

and in liberty to be of shorter duration than the former one

6-Inch Round Doyles, scalloped and embroidered, 37%c. qualities, for
12-inch Round Centers, scalloped and embroidered, 75c. qualities, for
30. Inch Round Centers, scalloped and embroidered, \$3.75 qualities, for
7-Inch Hemstitched Damask Doyles, worth 15c. each, at
18-inch Hemstitched Damask Doyles, worth \$3.00 dozen, at
Mamatisched and Drawn-Thread Shama and Centers, worth 75c., at
Hemstitched and Drawn-Thread Shams and Centers, worth \$1, at
Hemstitched and Drawn-Thread Buffet Scarfs, worth \$1, at

40c Linen Lawn at 25c.

Here is a 36-inch All-Linen Lawn, in a quality we are proud of-it is sheer enough for colors to show through perfectly-it is round thread, clear and firmly woven.

An ideal fabric for shirt-waists, summer dresses and undergarments, and the best alllinen lawn Richmond has ever seen.

Saving on Tooth Brushes

The Notion Section shows two extraordinary values in Tooth Brushe both have heavy polished bone handles an four rows of fine bleached bristles.

A Fine 15c. Tooth Brush at.... An excellent 25c, quality at......

35c Side Combs at 25c Three styles in these, practically any size, all shaped

the hair; all in imitation shell. At the Notion Coun-

Fine All-Over Embroideries At Reductions Averaging Less Than Half

The new prices on these Embroideries are equivalent to an order to move, and there will be no hesitancy about their obeying the order just as quickly as you realize what such reductions mean on the class of Embroidery with which we have associated them.

85c, qualities at .. 49c. yard \$2.50 qualities at .. 98c, yard \$3.50 qualities at .. 81.08 yard \$5 qualities at .. \$2.10 yard

50c. qualities at .25c. yard | \$1.25 qualities at .72c. yard | \$3 qualities at .25c. yard | \$4.75 qualities at \$2.15 yard

Done on Swiss, Nainsook and Cambric, 21 to 45-inch widths.

Fourqurean, Temple & Co.

DEATH BENEATH

Webster of Deatonsville, Amelia county to whom she had written this morning. This letter, not having been malled, was seen last night at the unfortunate girl's boarding house at No. 322, North Mineteenth Street.

Miss Webster lived with Mrs. Fannie B.
Merable, whose daughter. Miss Howard.

Miss Webster lived with Mrs. Fannie E. Marable, whose daughter, Miss Howard, was her companion and friend. Both of these ladies spoke in the highest terms of the dead girl.

For three months past Nannie Webster has been a waltress at Kirkwood's restaurant near Eighth and Main Streets. She was returning to her home, No. 322 North Nineleenth Street, when she came to her death.

Meets Mysterious Man.

On Christmas day last, a young man named Bert Forster, introduced to her a

This young man, who inform he was a bookkeeper in the America. National Bank, paid the young woman considerable attention, coming to her boarding house continually, and often walking home with her from Kirkwood's

his name was W. L. Price, and that she could call him up at phone No. 62, which is the 'phone number of the City

of Steinbeck or Price was in their em ploy, This man Price or Steinbeck was with

This man Price or Steinbeck was with Nannie Webster when she met her death, having gone to Kirkwood's restaurant and waited for her until she finished her duties and was ready to go home. She left her place of employment together with Miss Howard, but was joined by Price (or Steinbeck), who waiked with her up Ninth to Broad Street, and down the hill to the fatal railway track. Stranger to Smith.

Miss Howard, accompanied by Mr. W. G. Smith, of No. 1108 Capitol Street, was some distance behind and did not see the

awful accident.

M. Sinith states that he never saw
Price (or Steinbeck) until he rushed back
to him and Miss Howard crying out, "Nanule has been cut in two by an on-

Price (or Steinbeck) was questioned at the scene of the accident by Sergeunt Werner and by the coroner. To them he gave the name of William 1s. Price, and his address as No. 310 East Marshall

his address as No. 310 East Marshall Street.
There is no such person llying at that address.
Casper Fisher, bar-keeper for Doyle, who has a saloon on the corner of Seventh and Broad Streets; lives at No. 322 North Mineteenth Street, with Mrs. Marable. He came to the place of Mrs. Webster's death shortly after the accident and heard some one address Price:
"I thought your name was Steinbeck?" said Fisher.
Later. Price came to Doyle's place, so Fisher states, and requested thin not to disclose the fact that he had used an assumed name.

sumed name.

There has been made an earnest search for the man who says his name is Price, but he cannot be found. He can tell more than anyone clse about the accident, and

he will be able to say whether or not Nannie Webster was killed accidentally or committed suichle. The coroner viewed the body at the Broad Street crossing, after which it was taken to Billey's undertaking establish-

ment.
The Broad Street line of the Passenger more than an hour on account of the atreet being blocked by the freight train, which was not moved until after the coroner had arrived.
Engineer Lowey, arrested by Sergeant Werner, charged with mansiaughter, spent the night the First Police Station.

FELL TO HIS DEATH.

Mr. John A. Schroeder Fatally Hurt While at Work.

While engaged in painting the roof of No. 102 East Grace Street, yesterday morning, Mr. John A. Schroeder, Sr. of No. 1734 West Leigh Street, slipped and

No. 1734 West Leigh Street, silpped and fell to the ground. His head struck and he suffered a compound fracture of the skull. Death came quickly.

Dr. Leonard was called, but it was too late to do anything. Coroner Taylor did not think an inquest necessary. The remains were propared for burial by Undertaker Billey.

Mr. Schroeder was fifty-nine years old. He leaves his wife, two sons and two

ie leaves his wife, two sons and two aughters—Messrs, John A., Jr., and Ro ert F. Schroeder; Mrs. Louise Biagi and Mrs. Annie Jones.
The funeral notice will be announced

ater.
The deceased came to Richmond from New York some years ago. He was considered one of the best of master painters.

CRUSHED TO DEATH.

Mr. R. E. Tucker Caught Between Cars at C. and O. Yards. While at work in the Seventeenth Street yards of the Chesapeake and Ohio yes-terday morning, Mr. Robert Edward Tucker was caught between two cars and so badly crushed that he died in a

The funeral will be from the home, No. 921 North Twenty-sixth Street, at 4 o'clock this afternoon. He was a member of Hickory Camp, Woodman of the World, a delegation from which order will attend the funeral.

VARDAMAN MAKES ARREST ON TRAIN

By Associated Press. BIRMINGHAM, ALA., Jan 23 -A spe-

cial from Jackson, Miss., says that while Governor Vardaman was on a Yazoo and Mississippi Valley Rathroad train Sunnegro, charged with the murder of two men in Homes county. The Governor, borrowed a revolver from the conductor, went to the forward coach and compelled the negro to surrender. He turned his prisoner over to the sheriff at Yazoo City. The negro was identified to-day.

TO CURE A COLD IN ONE DAY



Testimony

as to the nutritive qualities of the BREAD we make, before the tribunal of public opinion, all tends toward a sure conviction on the score of its high merits as a fit food for the people. How could the verdict be other-

wise, when all that human skill

can do is done by us in an effort to produce perfect BREAD? The highest quality and most nourishing of Flours, blended, mixed and baked by skilled hands and with up-to-date mechanical devices.

Here are our most popular shapes of Bread; French, Vienna, Home Made, Cream Loaf, Rolls. Also Bakery Specialties-toothsome delights of all kinds.

Deliveries any part of the city. 'Phone your orders. 516 E. Marshall. L. Bromm, Branch Bakery 501 W. Broad. Phones 875 and 1685.

LARGE PINK AND WHITE

50 Cents Per Dozen. HAMMOND'S, 107 E. Broad St. Richmond.

ness of women. It is a splendid female tonic that will bring grateful relief to any sufferer who takes it. All druggists sell \$1.00 bottles.

One of 1,500,000!

WINE OF CARDUI

Wine of Cardul has proven a blessing. Over 1,500,000 suffering women have

No. 409 McGee St., KANBAS CITY, Mo., Nov. 80, 1903. Wine of Cardui has proven a blessing beyond compare to mo. I was troubled with terrible pains at my menstrual periods before my marriage, and I found that after catching a bad cold and being exposed to the wet I grew worse and the doctor said I had inflammation of the womb. I doctored for this nearly three years when I married. Before my baby came I was in constant pain, and hearing of the merits of Wine of Cardui, I took it for two weeks, when to my joy I found my general health improve very greatly. I kept taking it until my little daughter came, and I was much pleased to find parturition almost painless. I felt so well that in ten days I was up again attending to my household duties, feeling better than I had for ten years. Since that time I have enjoyed perfect health. My husband and I both thank you

alice alderman and times for what Wine of Cardul has done for me. Most heartily do I endorse Wine of Cardui.

SECRETARY, OFFICEA LETERARY CLUB.

had the same experience she has had with this wonderful tonic. Wine of Cardui cures disordered menstruation, bearing down pains and all the functional weak-Mrs. Alice Alderman